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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

Waymo LLC,

Plaintiff,

v.

Uber Technologies, Inc.; Ottomotto LLC; Otto
Trucking LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

**DECLARATION OF HAYES P. HYDE IN
SUPPORT OF PLAINTIFF'S
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL ITS OPPOSITION TO
DEFENDANTS' MOTION TO STRIKE
TRADE SECRET CLAIMS AND EXHIBITS
ATTACHED THERETO [DKT. NO. 1159]**

Courtroom: 8
Judge: Hon. William Alsup
Trial: October 10, 2017

Filed/Lodged Concurrently with:
1. Under Seal Exhibit
2. Proof of Service

ACTIVE/92206445.1

**HYDE DECLARATION ISO WAYMO'S ADMINISTRATIVE
MOTION TO FILE UNDER SEAL**

CASE No. 3:17-CV-00939-WHA

I, Hayes P. Hyde, declare as follows:

1. I am an attorney at the law firm of Goodwin Procter, LLP. I make this declaration based upon matters within my own personal knowledge and if called as a witness, I could and would competently testify to the matters set forth herein. I make this declaration in support of Plaintiff's Administrative Motion to File Under Seal Its Opposition to Defendants' Motion to Strike Trade Secret Claims ("Motion") and Exhibit 7 attached thereto [Dkt. No. 1159].

2. I have reviewed the following documents and confirmed that only the portions identified below merit sealing:

| Document | Portions to Be Filed Under Seal |
|--|---|
| Exhibit 7 to the Declaration of John W. McCauley | Portions Highlighted in blue: Otto Trucking |

3. The highlighted portions of Exhibit 7 include highly confidential, sensitive business information relating to negotiations of the terms of Otto Trucking's agreements and corporate structure. This information is not publicly known, and its confidentiality is strictly maintained. I understand that this information could be used by competitors to Otto Trucking's detriment, including in the context of negotiating business deals. If such information were made public, I understand Otto Trucking's competitive standing could be significantly harmed.

4. I believe that at least portions of Exhibit 7 also contain references to highly confidential sensitive financial and business information of co-defendants Uber and Ottomotto. I understand this information is not publicly known, and its confidentiality is strictly maintained. I further understand that co-defendants Uber and Ottomotto have filed or will file a supporting declaration regarding the sealing of portions of Exhibit 7.

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5. Defendant's request to seal is narrowly tailored to those portions of Exhibit 7 to the Declaration of John W. McCauley that merit sealing.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 15th day of August, 2017 in San Francisco, California.

/s/ Hayes P. Hyde
Hayes P. Hyde

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States District Court for the Northern District of California by using the CM/ECF system on August 15, 2017. I further certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the CM/ECF system.

I certify under penalty of perjury that the foregoing is true and correct. Executed this 15th day of August 2017.

/s/ Hayes P. Hyde
Hayes P. Hyde